

ORIGINALUNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

LILLIE CARTER,

Plaintiff,

v.

UNITED STATES OF AMERICA, ABRAHAM
CONTRERAS,

Defendants.

x

ECF CASE

STIPULATION AND PROPOSED
ORDER OF PARTIAL DISMISSAL

07 Civ. 11183 (HBP)

x

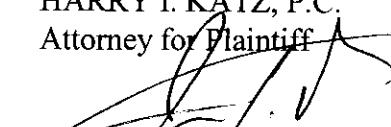
IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiff Lillie Carter and Defendants the United States of America and Abraham Contreras, by and through their respective counsel:

1. Pursuant to 28 U.S.C. § 2679(b)(1) and Federal Rule of Civil Procedure 41(a)(2), Plaintiff's claims against Abraham Contreras are dismissed with prejudice and without costs or attorneys' fees to any party;
2. All future pleadings and papers filed in this action shall reflect the following amended caption: "Lillie Carter, Plaintiff, v. United States of America, Defendant."

Dated: New York, New York
May __, 2008

HARRY I. KATZ, P.C.
Attorney for Plaintiff

By:

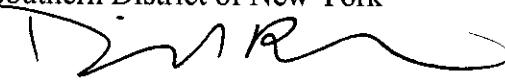

Victoria L. Weismann, Esq. *Harry I. Katz, Esq.*
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(718) 463-3700

Dated: New York, New York
May __, 2008

June 16, 2008

MICHAEL J. GARCIA
United States Attorney for the
Southern District of New York

By:


DAVID BOBER
Assistant United States Attorney
86 Chambers Street, 3rd Floor
New York, NY 10007
(212) 637-2718

SO ORDERED.

Dated: New York, New York

May __, 2008

June 27, 2008


Hon. Henry B. Pitman
United States Magistrate Judge